

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	8:04CR199
Plaintiff,)	
)	
v.)	USM No: 80388-008
)	
BILLY D. DAVIS,)	<u>N/A</u>
Defendant.)	Defendant's Attorney
Date of previous judgment: December 2, 2005)	
Amended: March 15, 2008)	

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon the Court's own motion under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 360 months, later reduced to 324 months, is reduced to 262 months. The Clerk is directed to deliver a copy of this Order to the U.S. Marshal and to mail a copy of the Order to the Defendant at (name and USM No.), FCI Beaumont Medium, FCI, P.O. Box 26040, Beaumont TX, 77720.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: <u>38</u>	Amended Offense Level: <u>34</u>
Criminal History Category: <u>VI</u>	Criminal History Category: <u>VI</u>
360	
Previous Guideline Range: <u>mos.</u> to <u>life</u>	Amended Guideline Range: <u>262</u> to <u>327</u> months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated December 2, 2005, shall remain in effect.

IT IS SO ORDERED.

Dated this 7th day of May, 2012
Effective Date: May 7, 2012

s/Laurie Smith Camp
Chief United States District Judge